

STATE OF NEW YORK
DEPARTMENT OF STATE
ONE COMMERCE PLAZA
99 WASHINGTON AVENUE
ALBANY, NY 12231-0001
HTTPS://DOS.NY.GOV



KATHY HOCHUL
GOVERNOR
ROBERT J. RODRIGUEZ
SECRETARY OF STATE

April 10, 2024

City of Glens Falls
City Hall
42 Ridge Street
Glens Falls, New York 12801

RE: City of Glens Falls, Local Law 1 2024, filed on 4/3/2024

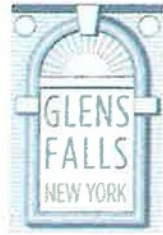
Dear Sir/Madam:

The above referenced material was filed by this office as indicated. Additional local law filing forms can be obtained from our website, www.dos.ny.gov.

Sincerely,
State Records and Law Bureau
(518) 473-2492



**Department
of State**



April 1, 2024

NYS Department of State
Division of Corporations, State Records, and Uniform Commercial Code
One Commerce Plaza, 99 Washington Avenue
Albany, New York 12231-0001

RE: Local Law No. 1-2024

To Whom It May Concern:

Enclosed please find (1) original copy of Local Law No. 1-2024, A Local Law to Amend Chapter 189 Streets & Sidewalks, Part 3 Snow and Ice, Article XIV removal.

Sincerely,

A handwritten signature in black ink that reads "Megan Nolin". The signature is written in a cursive, flowing style.

Megan Nolin
City Clerk
City of Glens Falls
42 Ridge Street
Glens Falls, NY 12801

Encl.

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law should be given as amended. Do not include matter being eliminated and do not use italics or underlining to indicate new matter.

County City Town Village
(Select one.)

of Glens Falls

Local Law No. 1 of the year 20²⁴

A local law to amend Chapter 189 Streets & Sidewalks , Part 3 Snow and Ice, Article XIV removal
(Insert Title)

Be it enacted by the Common Council of the
(Name of Legislative Body)

County City Town Village
(Select one.)

of Glens Falls as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

At a regular City of Glens Falls Common Council meeting held on Tuesday, March 26th, 2024, at 7:30pm at City Hall, 42 Ridge Street, Glens Falls, New York 12801, the following resolution was passed:

RESOLUTION NO. 74

On the motion of Councilman-At-Large Clark, seconded by Councilwoman Gooden, all voting affirmatively, it was

RESOLVED THAT, the Glens Falls Common Council hereby the adoption of **Local Law # 1-2024** to amend Chapter 189 Streets & Sidewalks Part 3 Snow and Ice Article XIV Removal. And to authorize the Clerk of the City of Glens Falls to take all necessary actions to file this with the office of the Secretary of State of NY, the Local Law shall take effect as of October 1, 2024, as provided in the Municipal Home Rule Law.

A LOCAL LAW TO AMEND Chapter 189 Streets and Sidewalks, Part 3 Snow and Ice, Article XIV Removal.

Section 1. Purpose.

Because City Code Chapter 189 Streets and Sidewalks, Part 3 Snow and Ice, Article XIV Removal, is designed to ensure proper snow removal on sidewalks after each snowstorm by an owner, occupant or person in charge of a lot adjoining a City Street, the Common Council recognizes that certain adjustments to its Snow and Ice Removal must be made to gain compliance with the requirements of the Code and provide the City with the ability to charge and collect fees from property owners who are not in compliance.

The City of Glens Falls Building and Code Committee has reviewed certain public safety concerns and the City's ability to address property owners who are not in compliance with the Code relative to Snow Removal and having made a recommendation to enact the Amendments to Chapter 189 Streets and Sidewalks, Part 3 Snow and Ice, Article XIV Removal.

Section 2. Amendments

Based upon the recommendations of the City of Glens Falls Building and Codes Committee, the Common Council finds that it is in the best interest of the City of Glens Falls to amend Chapter 189 Streets and Sidewalks, Part 3 Snow and Ice, Article XIV Removal, by adding additional provisions as follows:

§ 189-34. Removal by City.

In addition to court action, in the event the owner or person in charge of a lot adjoining City property fails to remove the snow and ice from the sidewalk adjoining City property, the Buildings and Codes Department shall issue a Notice of Violation, by posting said Notice of Violation at the property on the main entrance to said property which is in noncompliance. Whenever the owner or person in charge of a lot adjoining a City Street fails to remove the snow and ice from the sidewalk adjoining the City property within the time period specified herein under §189-31, and after twenty-four hours of posting of the Notice of Violation being posted by Buildings and Codes, the City may cause the sidewalk to be cleared at the owner's expense.

§ 189-35. Collection of Costs.

The City Controller shall be notified of the expense incurred by the amount of labor, equipment and materials used by City employees or by invoice from City designated independent contractors. The Building and Codes Department shall maintain reasonable records of any work performed under this section.

The City Controller shall send an invoice notice to the owner via first class mail to the property owner's address as listed on the city's real property tax records for the removal of snow and ice as certified by the Building and Codes Department. If not paid within 30 days, the cost thereof shall be assessed against the property, added to their tax bill and become a lien thereon, collectible in the same manner as delinquent City taxes.

§ 189-3[4]6. Penalties for offenses.

Any person, firm or corporation convicted of violating the provisions of this article shall be punished by a fine not to exceed \$250 or imprisonment for a term not to exceed 15 days, or both.

A complete copy of Chapter 189 Streets and Sidewalks, Part 3 Snow and Ice, Article XIV Removal is annexed hereto.

Section 3. When Effective

This Local Law shall take effect as of October 1, 2024, upon filing in the Office of the Secretary of State of the State of New York, as provided in the Municipal Home Rule Law.

AYES: Councilman-At-Large Clark, Councilman Lapham, Councilwoman Gooden, and Councilwoman Palmer.

NAYS: None.

ABSTAIN: None.

ABSENT: Councilman Landry and Councilman Donohue.

Said resolution hereby declared as **ADOPTED**.

CITY OF GLENS FALLS

STATE OF NEW YORK ss:

COUNTY OF WARREN

I, Emily Neal, **Deputy City Clerk** of the City of Glens Falls and Clerk to the **COMMON COUNCIL** of said City, do hereby certify that the Resolution and Order, of which the foregoing is a copy, was duly adopted by the **COMMON COUNCIL** of the City of Glens Falls, at a meeting of said **COMMON COUNCIL** held on the **26th day of March, 2024** and that I have compared the preceding resolution with the original resolution duly adopted by the said **COMMON COUNCIL** and contained in the minutes of said meeting of said **COMMON COUNCIL** now on file in my office, and that the same is a correct transcript therefrom and of the whole of said original.

IN WITNESS WHEREOF, I HAVE HEREUNTO
subscribed my name and affixed the seal
of said City,
this 28th day of March 2024


DEPUTY CITY CLERK

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

1. (Final adoption by local legislative body only.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*.)

I hereby certify that the local law annexed hereto, designated as local law No. 1 of 20²⁴ of the (County)(City)(Town)(Village) of Glens Falls was duly passed by the Common Council on March 26, 20²⁴, and was (approved)(~~not approved~~) ~~repassed after disapproval~~ by the Mayor and was deemed duly adopted on March 26, 20²⁴, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer)*

3. (Final adoption by referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of Glens Falls was duly passed by the Common Council on _____ 20____, and was (approved)(not approved) ~~(repassed after disapproval)~~ by the Mayor on _____ 20____.

(Name of Legislative Body)

(Elective Chief Executive Officer)*

Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on _____ 20____, in accordance with the applicable provisions of law.

4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the (County)(City)(Town)(Village) of _____ was duly passed by the _____ on _____ 20____, and was (approved)(not approved) ~~(repassed after disapproval)~~ by the _____ on _____ 20____. Such local law was subject to permissive referendum and no valid petition requesting such referendum was filed as of _____ 20____, in accordance with the applicable provisions of law.

(Name of Legislative Body)

(Elective Chief Executive Officer)*

* Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by petition.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the City of _____ having been submitted to referendum pursuant to the provisions of section (36)(37) of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of such city voting thereon at the (special)(general) election held on _____ 20____, became operative.

6. (County local law concerning adoption of Charter.)

I hereby certify that the local law annexed hereto, designated as local law No. _____ of 20____ of the County of _____ State of New York, having been submitted to the electors at the General Election of November _____ 20____, pursuant to subdivisions 5 and 7 of section 33 of the Municipal Home Rule Law, and having received the affirmative vote of a majority of the qualified electors of the cities of said county as a unit and a majority of the qualified electors of the towns of said county considered as a unit voting at said general election, became operative.

(If any other authorized form of final adoption has been followed, please provide an appropriate certification.)

I further certify that I have compared the preceding local law with the original on file in this office and that the same is a correct transcript therefrom and of the whole of such original local law, and was finally adopted in the manner indicated in paragraph, ² _____ above.

Megan Hodin

Clerk of the county legislative body, City, Town or Village Clerk or officer designated by local legislative body

Date: April 1, 2024

(Seal)